

for a comparable plane of comparable size by the number of candidates on the flight) within a commercially reasonable time frame after the date on which the flight is taken.

(2) House candidates

Notwithstanding any other provision of this Act, in the case of a candidate for election for the office of Representative in, or Delegate or Resident Commissioner to, the Congress, an authorized committee and a leadership PAC of the candidate may not make any expenditure for a flight on an aircraft unless—

(A) the aircraft is operated by an air carrier or commercial operator certificated by the Federal Aviation Administration and the flight is required to be conducted under air carrier safety rules, or, in the case of travel which is abroad, by an air carrier or commercial operator certificated by an appropriate foreign civil aviation authority and the flight is required to be conducted under air carrier safety rules; or

(B) the aircraft is operated by an entity of the Federal government or the government of any State.

(3) Exception for aircraft owned or leased by candidate

(A) In general

Paragraphs (1) and (2) do not apply to a flight on an aircraft owned or leased by the candidate involved or an immediate family member of the candidate (including an aircraft owned by an entity that is not a public corporation in which the candidate or an immediate family member of the candidate has an ownership interest), so long as the candidate does not use the aircraft more than the candidate's or immediate family member's proportionate share of ownership allows.

(B) Immediate family member defined

In this subparagraph (A), the term “immediate family member” means, with respect to a candidate, a father, mother, son, daughter, brother, sister, husband, wife, father-in-law, or mother-in-law.

(4) Leadership PAC defined

In this subsection, the term “leadership PAC” has the meaning given such term in section 434(i)(8)(B) of this title.

(Pub. L. 92-225, title III, § 313, as added Pub. L. 107-155, title III, § 301, Mar. 27, 2002, 116 Stat. 95; amended Pub. L. 108-447, div. H, title V, § 532, Dec. 8, 2004, 118 Stat. 3272; Pub. L. 110-81, title VI, § 601(a), Sept. 14, 2007, 121 Stat. 774.)

REFERENCES IN TEXT

This Act, referred to in subsec. (c)(1), (2), means the Federal Election Campaign Act of 1971, as amended, as defined by section 431 of this title.

PRIOR PROVISIONS

A prior section 439a, Pub. L. 92-225, title III, § 313, formerly § 318, as added Pub. L. 93-443, title II, § 210, Oct. 15, 1974, 88 Stat. 1289; renumbered § 317, Pub. L. 94-283, title I, § 105, May 11, 1976, 90 Stat. 481; renumbered § 313 and amended Pub. L. 96-187, title I, §§ 105(4), 113, Jan. 8,

1980, 93 Stat. 1354, 1366; Pub. L. 99-514, § 2, Oct. 22, 1986, 100 Stat. 2095; Pub. L. 101-194, title V, § 504(a), Nov. 30, 1989, 103 Stat. 1755, also related to use of contributed amounts for certain purposes, prior to repeal by Pub. L. 107-155, title III, § 301, Mar. 27, 2002, 116 Stat. 95.

A prior section 313 of Pub. L. 92-225 was renumbered section 309, and is classified to section 437g of this title.

Another prior section 313 of Pub. L. 92-225 was renumbered section 308, and is classified to section 437f of this title.

AMENDMENTS

2007—Subsec. (c). Pub. L. 110-81 added subsec. (c).

2004—Subsec. (a)(5), (6). Pub. L. 108-447, which directed the amendment of section 312a(a) of the Federal Election Campaign Act of 1971 by adding pars. (5) and (6), was executed by making the amendments to this section, which is section 313 of the Federal Election Campaign Act of 1971, to reflect the probable intent of Congress.

EFFECTIVE DATE OF 2007 AMENDMENT

Pub. L. 110-81, title VI, § 601(b), Sept. 14, 2007, 121 Stat. 775, provided that: “The amendment made by subsection (a) [amending this section] shall apply with respect to flights taken on or after the date of the enactment of this Act [Sept. 14, 2007].”

EFFECTIVE DATE

Section effective Nov. 6, 2002, see section 402 of Pub. L. 107-155, set out as an Effective Date of 2002 Amendment; Regulations note under section 431 of this title.

§ 439b. Repealed. Pub. L. 96-187, title I, § 105(1), Jan. 8, 1980, 93 Stat. 1354

Section, Pub. L. 92-225, title III, § 318, formerly § 319, as added Pub. L. 93-443, title II, § 210, Oct. 15, 1974, 88 Stat. 1289; renumbered § 318, Pub. L. 94-283, title I, § 105, May 11, 1976, 90 Stat. 481, set forth prohibitions respecting franked solicitations.

EFFECTIVE DATE OF REPEAL

Repeal effective Jan. 8, 1980, see section 301(a) of Pub. L. 96-187, set out as an Effective Date of 1980 Amendment note under section 431 of this title.

§ 439c. Authorization of appropriations

There are authorized to be appropriated to the Commission for the purpose of carrying out its functions under this Act, and under chapters 95 and 96 of title 26, not to exceed \$5,000,000 for the fiscal year ending June 30, 1975. There are authorized to be appropriated to the Commission \$6,000,000 for the fiscal year ending June 30, 1976, \$1,500,000 for the period beginning July 1, 1976, and ending September 30, 1976, \$6,000,000 for the fiscal year ending September 30, 1977, \$7,811,500 for the fiscal year ending September 30, 1978, and \$9,400,000 (of which not more than \$400,000 are authorized to be appropriated for the national clearinghouse function described in section 438(a)(10)¹ of this title) for the fiscal year ending September 30, 1981.

(Pub. L. 92-225, title III, § 314, formerly § 320, as added Pub. L. 93-443, title II, § 210, Oct. 15, 1974, 88 Stat. 1289; renumbered § 319 and amended Pub. L. 94-283, title I, §§ 105, 113, May 11, 1976, 90 Stat. 481, 495; Pub. L. 95-127, Oct. 12, 1977, 91 Stat. 1110; renumbered § 314, Pub. L. 96-187, title I, § 105(5), Jan. 8, 1980, 93 Stat. 1354; Pub. L. 96-253, May 29, 1980, 94 Stat. 398; Pub. L. 99-514, § 2, Oct. 22, 1986, 100 Stat. 2095.)

¹ See References in Text note below.

REFERENCES IN TEXT

This Act, referred to in text, means the Federal Election Campaign Act of 1971, as amended, as defined by section 431 of this title.

Section 438(a)(10) of this title, referred to in text, was repealed by Pub. L. 107-252, title VIII, § 801(b)(3), Oct. 29, 2002, 116 Stat. 1726.

PRIOR PROVISIONS

A prior section 314 of Pub. L. 92-225 was renumbered section 310, and is classified to section 437h of this title.

Another prior section 314 of Pub. L. 92-225 was renumbered section 309, and is classified to section 437g of this title.

AMENDMENTS

1986—Pub. L. 99-514 substituted “Internal Revenue Code of 1986” for “Internal Revenue Code of 1954”, which for purposes of codification was translated as “title 26” thus requiring no change in text.

1980—Pub. L. 96-253 inserted provisions authorizing appropriations of \$9,400,000 for fiscal year ending Sept. 30, 1981.

1977—Pub. L. 95-127 inserted provisions authorizing appropriations of \$7,811,500 for fiscal year ending Sept. 30, 1978.

1976—Pub. L. 94-283, § 113, inserted provisions authorizing appropriations through fiscal year ending Sept. 30, 1977.

EFFECTIVE DATE

Section effective Jan. 1, 1975, see section 410(a) of Pub. L. 93-443, set out as an Effective Date of 1974 Amendment note under section 431 of this title.

§ 440. Repealed. Pub. L. 93-443, title I, § 101(f)(4), Oct. 15, 1974, 88 Stat. 1268

Section, Pub. L. 92-225, title III, § 310, Feb. 7, 1972, 86 Stat. 19, related to prohibition of contributions in the name of another. See section 441f of this title.

EFFECTIVE DATE OF REPEAL

Repeal effective Jan. 1, 1975, see section 410(a) of Pub. L. 93-443, set out as an Effective Date of 1974 Amendment note under section 431 of this title.

§ 441. Repealed. Pub. L. 94-283, title I, § 112(1), May 11, 1976, 90 Stat. 486

Section, Pub. L. 92-225, title III, § 320, formerly § 311, Feb. 7, 1972, 86 Stat. 19; renumbered § 321, Pub. L. 93-443, title II, § 208(a), Oct. 15, 1974, 88 Stat. 1279; renumbered § 320, Pub. L. 94-283, title I, § 105, May 11, 1976, 90 Stat. 481, provided penalties of not more than \$1,000 fine or not more than 1 year imprisonment, or both for violations of this subchapter. See section 441j of this title.

SAVINGS PROVISION

Section 114 of Pub. L. 94-283 provided that: “Except as otherwise provided by this Act [see Short Title of 1976 Amendment note set out under section 431 of this title], the repeal by this Act of any section or penalty shall not have the effect of releasing or extinguishing any penalty, forfeiture, or liability incurred under such section or penalty, and such section or penalty shall be treated as remaining in force for the purpose of sustaining any proper action or prosecution for the enforcement of any penalty, forfeiture, or liability.”

§ 441a. Limitations on contributions and expenditures

(a) Dollar limits on contributions

(1) Except as provided in subsection (i) of this section and section 441a-1 of this title, no person shall make contributions—

(A) to any candidate and his authorized political committees with respect to any elec-

tion for Federal office which, in the aggregate, exceed \$2,000;

(B) to the political committees established and maintained by a national political party, which are not the authorized political committees of any candidate, in any calendar year which, in the aggregate, exceed \$25,000;

(C) to any other political committee (other than a committee described in subparagraph (D)) in any calendar year which, in the aggregate, exceed \$5,000; or

(D) to a political committee established and maintained by a State committee of a political party in any calendar year which, in the aggregate, exceed \$10,000.

(2) No multicandidate political committee shall make contributions—

(A) to any candidate and his authorized political committees with respect to any election for Federal office which, in the aggregate, exceed \$5,000;

(B) to the political committees established and maintained by a national political party, which are not the authorized political committees of any candidate, in any calendar year, which, in the aggregate, exceed \$15,000; or

(C) to any other political committee in any calendar year which, in the aggregate, exceed \$5,000.

(3) During the period which begins on January 1 of an odd-numbered year and ends on December 31 of the next even-numbered year, no individual may make contributions aggregating more than—

(A) \$37,500, in the case of contributions to candidates and the authorized committees of candidates;

(B) \$57,500, in the case of any other contributions, of which not more than \$37,500 may be attributable to contributions to political committees which are not political committees of national political parties.

(4) The limitations on contributions contained in paragraphs (1) and (2) do not apply to transfers between and among political committees which are national, State, district, or local committees (including any subordinate committee thereof) of the same political party. For purposes of paragraph (2), the term “multicandidate political committee” means a political committee which has been registered under section 433 of this title for a period of not less than 6 months, which has received contributions from more than 50 persons, and, except for any State political party organization, has made contributions to 5 or more candidates for Federal office.

(5) For purposes of the limitations provided by paragraph (1) and paragraph (2), all contributions made by political committees established or financed or maintained or controlled by any corporation, labor organization, or any other person, including any parent, subsidiary, branch, division, department, or local unit of such corporation, labor organization, or any other person, or by any group of such persons, shall be considered to have been made by a single political committee, except that (A) nothing in this sentence shall limit transfers between political committees of funds raised through